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6 UNITED STATES DISTRICT COURT
7 CENTRAL DISTRICT OF CALIFORNIA – EASTERN DIVISION
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9 KANEKA COPORATION, a Japanese
10 Corporation

11 Plaintiff,

12 v.

13 SKC KOLON PI, INC., a Korean
14 Corporation and SKC, INC., a Georgia
15 Corporation

16 Defendants.

Case No. CV 11-03397 JGB (RZx)

JUDGMENT

17
18 AND RELATED COUNTERCLAIMS
19

20 **TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:**

21 Pursuant to the November 19, 2015 Jury Verdict and this Court’s August 2,
22 2016 Order, IT IS HEREBY ORDERED that:

23 Judgment be entered in favor of Plaintiff Kaneka Corporation (“Kaneka”),
24 and against Defendants SKC KOLON PI, INC. (“SKPI”) and SKC, INC.
25 (“SKC”), as follows:
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1 1. The following were infringing products under Claim 1 of U.S. Patent No.
2 5,075,064 (the “’064 Patent”):

- 3 • GL70 25 µm
- 4 • IF70 10 µm
- 5 • IF70 12.5 µm
- 6 • IF70 25 µm
- 7 • IF70 50 µm
- 8 • IF70 75 µm
- 9 • IN30 50 µm [a/k/a LH 50 µm]
- 10 • IN30 75 µm [a/k/a LH 75 µm]
- 11 • IN70 19 µm [a/k/a LV70 19 µm; LV 19 µm; LV75 25 µm]
- 12 • IN70 25 µm [a/k/a LV70 25 µm; LV 25 µm; LV100 25 µm]
- 13 • IN70 50 µm [a/k/a LV70 50 µm; LV 50 µm; LV200 50 µm]
- 14 • IN70 75 µm [a/k/a LV70 75 µm; LV 75 µm; LV300 75 µm]
- 15 • LH 50 µm [a/k/a IN30 50 µm]
- 16 • LH 75 µm [a/k/a IN30 75 µm]
- 17 • LH 12.5 µm
- 18 • LN 25 µm
- 19 • LN 50 µm
- 20 • LN70 12.5 µm
- 21 • LN70 25 µm
- 22 • LS 12.5 µm
- 23 • LS 25 µm
- 24 • LS 50 µm
- 25 • LV 25 µm [a/k/a LV70 25 µm; LV100 25 µm; IN70 25 µm]
- 26 • LV50 µm [a/k/a LV70 50 µm; LV200 50 µm; IN70 50 µm]
- 27 • LV 75 µm [a/k/a LV70 75 µm; LV300 75 µm; IN70 75 µm]
- 28 • LV70 25 µm [a/k/a LV 25 µm; LV100 25 µm; IN70 25 µm]

- 1 • LV70 50 µm [a/k/a LV 50 µm; LV200 50 µm; IN70 50 µm]
- 2 2. The following are infringing products under Claims 2, 3, and 5 of U.S. Patent
- 3 No. 7,691,961 (the “’961 Patent”):
- 4 • LN050 12.5 µm
- 5 • LN100 25 µm
- 6 • IF70 25 µm
- 7 • IF70 50 µm
- 8 • IF70 75 µm
- 9 3. The following are infringing products under Claims 9, 10, and 12 of the ‘961
- 10 Patent:
- 11 • LN050 12.5 µm
- 12 • LN100 25 µm
- 13 • IF70 12.5 µm
- 14 • IF70 50 µm
- 15 • LV100 25 µm [a/k/a LV70 25 µm; LV 25 µm; IN70 25 µm]
- 16 • LV200 50 µm [a/k/a LV70 50 µm; LV 50 µm; IN70 50 µm]
- 17 • LV300 75 µm [a/k/a LV70 75 µm; LV 75 µm; IN70 75 µm]
- 18 4. IF70 12.5 µm is an infringing product under Claim 5 of the ‘961 Patent.
- 19 5. IF70 25 µm and IF70 75 µm are infringing products under Claims 9 and 12 of
- 20 the ‘961 Patent.
- 21 6. SKC directly infringed the ‘064 Patent by selling the following products in
- 22 the United States: IF70 12.5 µm; IF70 25 µm; IN30 75 µm [a/k/a LH 75];
- 23 IN70 19 µm [a/k/a LV70 19 µm; LV 19 µm; LV75 19 µm]; IN70 25 µm
- 24 [a/k/a LV70 25 µm; LV 25 µm; LV100 25 µm]; and IN70 50 µm [a/k/a
- 25 LV70 50 µm; LV 50 µm; LV200 50 µm].
- 26 7. SKC directly infringed the ‘961 Patent by selling the following product in the
- 27 United States: LV100 25 µm.
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- 1 8. Kaneka shall not recover any reasonable royalty from SKC. Therefore,
2 Kaneka shall have and recover from SKC the sum of zero dollars in royalties.
- 3 9. SKPI indirectly infringed the '064 Patent through induced infringement of
4 SKC, Samsung, and/or LG by the sale of the infringing products or sales of
5 mobile phones that incorporated the products listed in Paragraph 1, above.
- 6 10. Kaneka shall have and recover from SKPI the sum of Five Million, Nine
7 Hundred Twenty Thousand, Three Hundred Eighty-Nine and 50/100
8 Dollars (\$5,920,389.50) for its lost profits resulting from SKPI's induced
9 infringement of the '064 Patent.
- 10 11. SKPI indirectly infringed the '961 Patent through induced infringement of
11 SKC, Samsung, and/or LG by the sale of the infringing products or sales of
12 mobile phones that incorporated the products listed in Paragraphs 2, 3, 4,
13 and 5 above.
- 14 12. Kaneka shall have and recover from SKPI the sum of Seven Million, Five
15 Hundred Sixty-Eight Thousand, Three Hundred Seventy-Five and 56/100
16 Dollars (\$7,568,375.56) for its lost profits resulting from SKPI's induced
17 infringement of the '961 Patent.
- 18 13. Kaneka is entitled to an accounting for supplemental damages. Kaneka may
19 conduct an accounting of SKPI's sales of products found to infringe the '961
20 Patent from July 1, 2015 through November 19, 2015. Kaneka may also
21 conduct an accounting of sales of any infringing product sold by SKPI from
22 November 19, 2015 through the date of the entry of judgment. Such
23 accounting is STAYED until final resolution of all post-trial motions.
- 24 14. Kaneka is awarded pre-judgment interest from SKPI based upon lost profits
25 for all infringing sales of products found to infringe the '961 Patent from
26 April 6, 2010, through the date of entry of final judgment, but excluding the
27 time period from July 11, 2011 to December 10, 2012. Interest shall accrue at
28 the Prime Rate and shall be compounded annually.

1 15. Post-judgment interest on the total amount of the judgment, including pre-
2 judgment interest, shall accrue pursuant to 28 U.S.C. § 1961(a), from the
3 date on which final judgment, is entered until paid in full.

4 16. Claim 1 of the '064 Patent is not invalid under 35 U.S.C. §§ 102 and 103.

5 17. Claims 2, 3, 5, 9, 10, and 12 of the '961 Patent are not invalid under 35
6 U.S.C. §§ 102 and 103.

7 18. Claims 2, 3, and 5 of the '961 Patent are not invalid under 35 U.S.C. § 112.

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9 **IT IS SO ORDERED.**

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12 Dated: May 24, 2017

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14 THE HONORABLE JESUS G. BERNAL
15 United States District Judge
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